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Docket No. 72242-AB/JPW/GJG

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Allan Green et al.
Serial No.: 09/981,124 Examiner: E. McElwain
Filed : October 17, 2001 Group Art Unit: 1638
For : FATTY ACID EPOXYGENASE GENES FROM PLANTS AND USES
THEREFOR IN MODIFYING FATTY ACID METABOLISM

1185 Avenue of the Americas
New York, New York 10036
November 22, 2006

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SIR:

**NOTICE OF APPEAL FROM THE EXAMINER'S DECISION
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board from the decision of the Examiner mailed July 31, 2006 finally rejecting pending claims 26-29 and 31-43 in connection with the above-identified application.

Applicants are concurrently filing a Petition for a one-month extension of time in which to respond to the July 31, 2006 Office Action. With a one-month extension of time, a response to the July 31, 2006 Office Action is due November 30, 2006. Therefore, the subject application is pending on November 22, 2006 and this Notice of Appeal is being timely filed.

Applicants are also concurrently filing a Pre-Appeal Brief Request For Review.

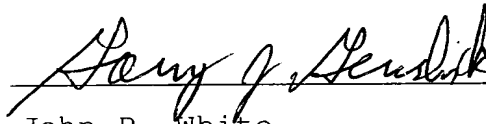
The required fee for filing a Notice of Appeal under 37 C.F.R.

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\$1.17(e) is FIVE HUNDRED DOLLARS (\$500.00), and a check for this amount is enclosed.

No fee, other than the \$500.00 fee for filing a Notice of Appeal, is deemed necessary. However, if any additional fee is required, authorization is hereby given to charge the amount of such fee to Deposit Account No. 03-3125.

Respectfully submitted,



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I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



11/22/06

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Date